

12-18-01

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications
under 37 CFR 1.53(b))

Attorney Docket No. B0801/7238/ERG/KA

First Named Inventor or Application Identifier

Paul M. Ridker, et al.

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| APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents</i> | | ADDRESS TO: |
|---|--|--|
| <p>1. <input type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i></p> <p>2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification -Total pages 47 40 - pages description 1 - pages abstract 6 - pages claims 51 - Total claims</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) 2 - Total sheets <input type="checkbox"/> Informal <input checked="" type="checkbox"/> Formal 2 - Total drawings</p> <p>5. <input type="checkbox"/> Oath or Declaration - Total pages a. <input type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i> <i>[Note Box 6 below]</i> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Incorporation by Reference <i>(usable if Box 5b is checked)</i> The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. See 19.</p> <p>7. <input checked="" type="checkbox"/> Application Data Sheet, See 37 CFR 1.76</p> | | Box Patent Application Commissioner for Patents Washington, D.C. 20231 |
| <p>8. <input type="checkbox"/> CD-ROM or CD-R, in duplicate, large table or Computer Program (Appendix)</p> <p>9. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Form (CRF) b. <input type="checkbox"/> Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input type="checkbox"/> paper (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies</p> | | |
| ACCOMPANYING APPLICATION PARTS | | |
| <p>10. <input type="checkbox"/> Assignment Papers/cover sheet & documents(s)</p> <p>11. <input type="checkbox"/> 37 CFR 3.73(b) Statement <i>(when there is an assignee)</i> <input type="checkbox"/> Power of Attorney</p> <p>12. <input type="checkbox"/> English Translation of Document <i>(if applicable)</i></p> <p>13. <input type="checkbox"/> Information Disclosure Statement/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>14. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>15. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i></p> <p>16. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i></p> <p>17. <input type="checkbox"/> Request and Certification Under 35 U.S.C. §122(b)(2)(B)(ii)</p> <p>18. <input checked="" type="checkbox"/> Other:</p> <p>This application claims priority under 35 U.S.C. §119(e) from Provisional U.S. Patent Application Serial No. 60/255,632 filed on December 14, 2000, entitled INFLAMMATORY MARKERS AS TOOLS IN THE DETECTION AND PREVENTION OF DIABETES MELLITUS AND AS TOOLS TO AID IN THE SELECTION OF AGENTS TO BE USED FOR THE PREVENTION AND TREATMENT OF DIABETES. The contents of the provisional application are hereby expressly incorporated by reference.</p> | | |

19. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in the body of the application, or a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____, filed on _____, entitled _____ and now _____.

Cancel in this application claims _____ before calculating the filing fee.

Amend the specification by inserting before the first line of the specification on page 1, after the title, the following:

--This application is a Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____, filed on _____, entitled _____ and now _____--

Prior application information: *Examiner* _____ *Group Art Unit:* _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

20. CORRESPONDENCE ADDRESS

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20. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

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| DATE | DECEMBER 14, 2001 |